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DATE: October 13, 2006

PTO IDENTIFIER: Application Number
Patent Number 6,573,099, issued June 3, 2003
Inventor: Michael W. Graham, et al.MESSAGE TO: US Patent and Trademark Office
FAX NUMBER: (571) 273-8300FROM: PATTON BOGGS LLP
Scott A. M. Chambers

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Attorney Dkt. #: 023004.0104PTUS

PAGES (Including Cover Sheet): 5

CONTENTS: Certificate of Transmission (1 page)
Statement Under 37 CFR 3.73(b) (1 page)
and Continuation page (1 page)
Executed Power of Attorney and Correspondence Address Indication Form (1 page)

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PTO/SB/97 (09-04)

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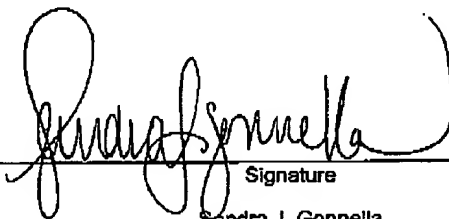
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Application No. (if known): 09/100,812
U.S. Patent No. 6,573,099, issued June 3, 2003

Attorney Docket No.: 023004.0104PTUS

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Michael W. Graham and Robert Norman RiceApplication No./Patent No./Control No.: 6573099 Filed/Issue Date: June 3, 2003Entitled: GENETIC CONSTRUCTS FOR DELAYING OR REPRESSING THE EXPRESSION OF A TARGET GENECommonwealth Scientific and Industrial Research Organisation, a Corporation
(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☐ the assignee of the entire right, title, and interest; or
2. ☒ an assignee of less than the entire right, title and interest.
(The extent (by percentage) of its ownership interest is 50 %)

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the Inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel , Frame , or a true copy of the original assignment is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Michael W. Graham To: AG-Gene Australia Ltd. and State of Queensland Through Its Dept of Primary Industries
The document was recorded in the United States Patent and Trademark Office at Reel 009403, Frame 0133, or for which a copy thereof is attached.

2. From: AG-Gene Australia Ltd. To: Benitec Australia Ltd. and State of Queensland Through Its Dept. of Primary Industries
The document was recorded in the United States Patent and Trademark Office at Reel 011197, Frame 0523, or for which a copy thereof is attached.

3. From: Michael W. Graham and Robert Norman Rice To: Benitec Australia Limited and State of Queensland Through Its Dept. of Primary Industries
The document was recorded in the United States Patent and Trademark Office at Reel 013782, Frame 0915, or for which a copy thereof is attached.

- ☒ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Scott A. M. Chambers
Signature

October 13, 2006
Date

Scott A. M. Chambers, Reg. No. 37573
Printed or Typed Name

703-744-8000
Telephone Number

Authorized signer for Assignee
Title

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U.S. Patent No. 6,573,099

Statement Under 37 CFR 3.73(b)

B. Continued

State of Queensland Through Commonwealth Scientific and
From: Its Department of Primary Industries To: Industrial Research Organisation

The document was recorded in the United States Patent Office at
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PTO/SB/01 (04-05)

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| POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM | Application Number | 09/100812-Conf.#8963 | | |
| | Filing Date | June 19, 1998 | | |
| | First Named Inventor | Michael W. Graham | | |
| | Title | GENETIC CONSTRUCTS FOR DELAYING OR REPRESSING THE EXPRESSION OF A TARGET GENE | | |
| | Art Unit | N/A | | |
| | Examiner Name | N/A | | |
| | Attorney Docket No. | 023004.0104PTUS | | |

I hereby revoke all previous powers of attorney given in the above-identified application.
I hereby appoint:

☒ Practitioners associated with the Customer Number: 32042
OR
☐ Practitioner(s) named below:

| Name | Registration Number | Name | Registration Number |
|------|---------------------|------|---------------------|
| | | | |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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| City | State | Zip |
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I am the:

☐ Applicant/Inventor.
☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

| | | | |
|-------------------|------------------------------------|-----------|-------------------|
| Signature | <i>R. De Feyter</i> | Date | 25 September 2006 |
| Name | ROBERT C. DE FEYTER | Telephone | |
| Title and Company | IP MANAGER, CSIRO (PLANT INDUSTRY) | | |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ *Total of 1 forms are submitted.